

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF SOUTH CAROLINA

IN RE:

J. Nichols Barrett and Roberta Faye Barrett,
Debtors.

Case No. 04-08522-W

**NOTICE AND APPLICATION FOR
SALE OF PROPERTY FREE AND
CLEAR OF LIENS, AND OF
OPPORTUNITY FOR HEARING**

Chapter 7

YOU ARE NOTIFIED that the trustee is applying for approval to sell the property of the debtor's estate below described free and clear of liens and encumbrances according to the terms and conditions stated below. A copy of the proposed Order accompanies this Notice.

TAKE FURTHER NOTICE that any response, return and/or objection to this Notice and Application should be filed with the Clerk of the Bankruptcy Court no later than twenty (20) days from service of the Notice and Application, and a copy simultaneously served on the Chapter 7 Trustee and the U.S. Trustee.

TAKE FURTHER NOTICE that no hearing will be held on this Notice and Application for Sale unless a response, return and/or objection is timely filed and served, in which case, the Court will conduct a hearing on **November 2, 2004, at 9:00 a.m.**, at the J. Bratton Davis United States Bankruptcy Courthouse, 1100 Laurel Street, Columbia, SC 29201. No further notice of this hearing will be given.

TYPE OF SALE:	Private Sale
PROPERTY TO BE SOLD:	956 Legends Terrace Drive, Mt. Pleasant, SC 29464, Charleston County TMS 557-13-00-016.
PRICE:	\$530,000
APPRAISAL VALUE:	\$550,000, debtor's value.
NAME OF BUYER:	Margarita Elizalde Lynn, no relationship to debtors
PLACE / TIME OF SALE:	Upon receipt of order for sale
SALES AGENT:	Jackson L. Cobb; employed 9/22/04
COMPENSATION TO SALES AGENT:	\$19,000 (reduced)

**ESTIMATED TRUSTEE'S
COMPENSATION ON SALE:**

\$19,000 (reduced)

LIENS/MORTGAGES:

\$350,000 to Aurora Loan Services
\$ 71,000 to Bank of America
\$ 52,000 to Bank of America
Plus ordinary closing costs such as pro-rated
property taxes, deed stamps, etc.

DEBTOR'S EXEMPTION:

None claimed

**PROCEEDS ESTIMATED TO
BE PAID TO ESTATE:**

\$19,000

Applicant is informed and believes that it would be in the best interest of the estate to sell said property by private sale. Applicant also believes that the funds to be recovered for the estate from the sale of said property justify its sale and the filing of this application.

The court may consider additional offers at any hearing held on this notice and application for sale. The court may order at any hearing that the property be sold to another party on equivalent or more favorable terms.

The trustee may seek appropriate sanctions or other similar relief against any party filing a spurious objection to this notice and application.

WHEREFORE, applicant requests the court issue an order authorizing the sale of said property, and for such other and further relief as may be proper.

September 24, 2004

/s/Robert F. Anderson

Robert F. Anderson, Trustee
District Court ID #1091
P.O. Box 76
Columbia, SC 29202-0076
(803) 252-8600

Address of Court:
J. Bratton Davis United States
Bankruptcy Courthouse
P.O. Box 1448, 1100 Laurel Street
Columbia, SC 29202

Address of U.S. Trustee:
United States Trustee
1835 Assembly Street
Suite 953
Columbia, SC 29201

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CERTIFICATE OF SERVICE

Chapter 7

The undersigned, Elke Watkins, hereby states that she mailed the within Notice and Application for Sale Free and Clear of Liens and Opportunity for Hearing and the proposed Order Authorizing Sale of Assets to the parties as shown in the attachment hereto, by depositing same in the Post Office, postage prepaid, at Columbia, South Carolina, where there is regular communication by mail, and that same was mailed postage prepaid on September 24, 2004.

/s/Elke Watkins

Elke Watkins, Legal Assistant
Anderson & Associates, P.A.
P.O. Box 76
Columbia, SC 29202

AURORA LOAN SERVICE, INC.
C/O PATRICK MCBRIDE, ESQUIRE
PO BOX 1469
SCOTTSBLUFF, NE 69363-1469

Acs/mega Zion 1st Na B
501 Bleecker St
Utica, NY 13501

American Express Travel Related
Becket and Lee LLP, Attorneys/Ag
c/o Becket and Lee, LLP
P.O. Box 3001
Malvern, PA 19355-0701

American General Finan
1501 N Hwy 17
Mount Pleasant, SC 29464

Amex
P O Box 7871
Fort Lauderdale, FL 33329

Aurora Loan Services
PO Box 1706
Scottsbluff, NE 69363-1706

Aurora Loan Services I
601 5th Ave
Scottsbluff, NE 69361

Bank Of America
Attn Roberta Galbreath
Bankruptcy Dept
PO Box 26012
Greensboro, NC 27420-6012

Bank Of America
1111 E Main St
Richmond, VA 23219

Bank Of America
1825 E Buckeye Rd
Phoenix, AZ 85034

J. Nichols Barrett
702 Ventura Place
Mt. Pleasant, SC 29464

Roberta F. Barrett
702 Ventura Place
Mt. Pleasant, SC 29464

Kevin Campbell
PO Box 684
890 Jonnie Dodds Blvd
Mt. Pleasant, SC 29465

Cavalry Port
Po Box 27288
Tempe, AZ 85285

Cbusasears
13200 Smith Rd
Cleveland, OH 44130

Citifinancial
6323 Albermarle Road
Charlotte, NC 28212

Reginald P. Corley
PO Box 100200
Columbia, SC 29202

Credit Acceptance Corp.
PO Box 513
Southfield, MI 48037

DISCOVER FINANCIAL SERVICES
PO BOX 8003
HILLIARD OH 43026

Direct Merchants Bank
16430 N Scottsdale Rd
Scottsdale, AZ 85254

Discover Fin
Po Box 15316
Wilmington, DE 19850

First Usa Bank
1001 Jefferson Plaza
Wilmington, DE 19701

Ford Motor Credit Corporation
Po Box Box 542000
Omaha, NE 68154

Hfc
Po Box 8633
Elmhurst, IL 60126

Hfc - Usa
Household Finance Corpor
Chesapeake, VA 23320

Internal Revenue Service
1835 Assemblly Street MDP 39
Columbia, SC 29201

Internal Revenue Service Center
Atlanta, GA 39901

Korn Law Firm, P.A.
Post Office Box 12369
Columbia, SC 29211

MBNA
P.O. Box 15102
Wilmington, DE 19886-5102

MID-WEST NA
c/o Sallie Mae Inc.
220 Lasley Ave.
Wilkes-Barre, PA 18706

Annemarie B. Mathews
PO Box 944
Columbia, SC 29202

Pentagon Federal Cr Un
1001 N Fairfax St
Alexandria, VA 22314

Pentagon Federal Cr Un
Po Box 1432
Alexandria, VA 22313

Regions Bank
107 Chesterfield St S
Aiken, SC 29801

S C Electric And Gas
I-26
Columbia, SC 29218

Sallie Mae 3rd Pty Lsc
1002 Arthur Dr
Lynn Haven, FL 32444

US Trustee's Office
Strom Thurmond Federal Building
1835 Assembly St.
Suite 953
Columbia, SC 29201

U.S. Attorney For South Carolina
For: IRS
1441 Main Street, Ste 500
Columbia, SC 29201

WELLS FARGO FINANCE, INC.
CUSTOMER SERVICE F4008-080
800 WALNUT
DES MOINES, IA 50309

Wffinance
920 Houston Northcutt Bl
Mount Pleasant, SC 29464